

ORIGINAL



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**BEFORE THE ARIZONA POWER PLANT AND TRANSMISSION LINE SITING
COMMITTEE**

IN THE MATTER OF THE APPLICATION OF
STARWOOD SOLAR I, L.L.C., IN
CONFORMANCE WITH THE REQUIREMENTS
OF ARIZONA REVISED STATUTES, SECTIONS
40-360, et seq., FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY
AUTHORIZING CONSTRUCTION OF A 290 TO
365 MEGAWATT SOLAR THERMAL POWER
PROJECT AND A 500KV TRANSMISSION LINE
ORIGINATING AT THE PLANNED STARWOOD
SOLAR I SUBSTATION TO THE PLANNED AND
PERMITTED DELANY SUBSTATION AND
INCLUDING A 500KV TRANSMISSION LINE
FROM THE PROPOSED STARWOOD SOLAR I
SUBSTATION TO THE EXISTING
HARQUAHALA GENERATING STATION
SWITCHYARD IN MARICOPA COUNTY,
ARIZONA.

Docket No. L-00000MM-09-0446-00150

Case No. 150

**NOTICE OF FILING E-MAIL
COMMUNICATION**

The Chairman of the Arizona Power Plant and Transmission Line Siting Committee is providing notice of filing the attached e-mail communications that have occurred between the Parties to this case and the Chairman, up to this date.

DATED: September 22, 2009

John Foreman, Chairman
Arizona Power Plant and Transmission
Line Siting Committee
Assistant Attorney General
john.foreman@azag.gov

ARIZONA POWER PLANT AND TRANSMISSION
LINE SITING COMMITTEE
DOCKET CONTROL

2009 SEP 22 P 4: 02

RECEIVED

Arizona Corporation Commission

DOCKETED

SEP 22 2009

DOCKETED BY

1 Pursuant to A.A.C. R14-3-204,
2 The Original and 25 copies were
3 filed September 22, 2009 with:

4 Docket Control
5 Arizona Corporation Commission
6 1200 W. Washington St.
7 Phoenix, AZ 85007
8

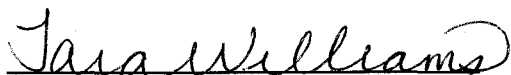
9 Copy of the above was mailed
10 this 22nd day of September, 2009 to:

11 Janice Alward, Chief Counsel
12 Arizona Corporation Commission
13 1200 West Washington Street
14 Phoenix, AZ 85007
15 Counsel for Legal Division Staff

16 Kenneth C. Sundlof, Jr.
17 Jennings, Strouss & Salmon, PLC
18 The Collier Center, 11th Floor
19 201 East Washington Street
20 Phoenix, AZ 85004-2385
21 Counsel for Applicant, Starwood Solar I

22 Tim Hogan
23 Arizona Center for Law in the Public Interest
24 202 East McDowell Road, Suite 153
25 Phoenix, AZ 85004
26 Counsel for Sierra Club

Marta T. Hetzer
Arizona Reporting Service, Inc.
2200 North Central Avenue
Phoenix, Arizona 85004-1481



From: "Maser, Michele R." <MMaser@jsslaw.com>
To: <tara.williams@azag.gov>
Date: 6/10/2009 10:54 AM
Subject: Upcoming Project

CC: "Sundlof Jr., Kenneth C." <sundlof@jsslaw.com>
Hi Tara,

In follow-up to our telephone conversation today, this is to inform you that Starwood Solar I, L.L.C. will be filing a CEC application in September 2009 for a 290 MW thermal solar project in Harquahala Valley, Maricopa County, Arizona. At this time, there are no potential intervenors.

If you have any questions or need additional information, please do not hesitate to contact us.

Thank you.

Michele

Michele Irons Maser
Legal Assistant
Jennings, Strouss & Salmon P.L.C.
201 E. Washington Street, 11th Floor
Phoenix, AZ 85004-2385
T: 602.262.5983
F: 602.495.2693

C: 602.463.1082
mmaser@jsslaw.com <mailto:mmaser@jsslaw.com>
www.jsslaw.com <<http://www.jsslaw.com/>>

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From: "AZRS" <azrs@az-reporting.com>
To: "Tara Williams" <Tara.Williams@azag.gov>, "Janice Alward" <JAlward@azcc....
Date: 8/26/2009 5:00 PM
Subject: RE: Pre-Filing Conference

CC: "Michele R. Maser" <MMaser@jsslaw.com>
Hello,

Thank you. We have added to our calendar. We will prepare a 3-day expedited delivery as it is customary. We will prepare certified copies of the transcription for the designated libraries once a full case caption and docket number becomes available.

We look forward to being of service to the Committee and to the parties in this matter.

Thank you.

Marta Hetzer @ AZRS
602-274-9944

Arizona Reporting Service, Inc.
Court Reporting & Videoconferencing Center
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

VOICE 602-274-9944
FAX 602-277-4264
TOLL FREE 800-522-8893 - Outside Phoenix Metro
e-mail azrs@az-reporting.com
website www.az-reporting.com

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Wednesday, August 26, 2009 4:13 PM
To: Janice Alward; Kenneth C. Sundlof Jr.
Cc: AZRS; Michele R. Maser
Subject: Pre-Filing Conference

A pre-filing conference for the Starwood Solar Project has been scheduled for September 2nd at 3:00 PM. It will take place here, at the Attorney General's Office, 1275 W Washington.

Please let me know if any other parties will likely be in attendance.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759

Fax: (602) 542-4377
tara.williams@azag.gov

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From: "Sundlof Jr., Kenneth C." <sundlof@jsslaw.com>
To: "Tara Williams" <Tara.Williams@azag.gov>, "Janice Alward" <JAlward@azcc....
Date: 8/27/2009 12:32 PM
Subject: RE: Pre-Filing Conference

CC: "Marta Hetzer" <azrs@az-reporting.com>, "Maser, Michele R." <MMaser@jssl...
Tara

Thus far there has been no opposition to this project (and Starwood has contacted everyone who might possibly have an interest), and hence no party expressing an interest in attending. We will expect to have a representative of the applicant, a representative of the environmental consultant, and Michele and I.

Thanks.

Ken

Kenneth C. Sundlof, Jr.
Attorney at Law
Jennings, Strouss & Salmon, PLC
201 E. Washington Street, 11th Floor
Phoenix, AZ 85004-2385
T: 602.262.5946
F: 602.495.2659
C: 602.618.1907
sundlof@jsslaw.com
www.jsslaw.com

This electronic mail is intended to be received and read only by certain individuals. It may contain information that is attorney-client privileged or protected from disclosure by law. If it has been misdirected, or if you suspect you have received this in error, please notify me by replying and then delete both the message and reply. Thank you.

IRS Circular 230 Disclosure: To comply with requirements imposed by the IRS, we inform you that any tax advice contained herein, including attachments, is not intended or written to be used and cannot be used by a taxpayer to (i) avoid tax penalties or (ii) promote, market or recommend a transaction or matter to another person.

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Wednesday, August 26, 2009 4:13 PM
To: Janice Alward; Sundlof Jr., Kenneth C.
Cc: Marta Hetzer; Maser, Michele R.
Subject: Pre-Filing Conference

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Please let me know if any other parties will likely be in attendance.

Thank you,
Tara Williams
Assistant
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Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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From: John Foreman
To: Hogan, Tim
Date: 9/1/2009 1:36 PM
Subject: Re: Starwood

CC: Williams, Tara

It would be great to see you there.
John

>>> "Tim Hogan" <thogan@aclpi.org> 9/1/2009 10:51 AM >>>
John - I saw Ken Sundlof this morning at SRP and he mentioned there is a pre-filing meeting tomorrow at your office at 3 p.m. It's possible that the Sierra Club will intervene in this case, contingent on our review of the application. Given that possibility, I'm hoping you don't mind if I attend the meeting tomorrow. Thanks.

Tim Hogan

Executive Director

Arizona Center for Law in the Public Interest

202 E. McDowell Rd., Suite 153

Phoenix, AZ 85004

Tel: (602)258-8850

From: "Sundlof Jr., Kenneth C." <sundlof@jsslaw.com>
To: <Tara.Williams@azag.gov>
Date: 9/4/2009 5:58 PM
Subject: Re: Starwood Solar Pre-Hearing Conference

Ok for us.

Ken

----- Original Message -----

From: Tara Williams <Tara.Williams@azag.gov>
To: Tim Hogan <thogan@aclpi.org>; 'Janice Alward' <JAlward@azcc.gov>; Sundlof Jr., Kenneth C.
Cc: 'Marta Hetzer' <azrs@az-reporting.com>; Maser, Michele R.
Sent: Fri Sep 04 16:15:43 2009
Subject: RE: Starwood Solar Pre-Hearing Conference

My apologies, I forgot that Line Siting Case #148 is tentatively scheduled for October 19th through the 21st. Therefore, the Starwood conference will likely need to be held October 16th at 3 PM. Please let me know if this works with your schedules.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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>>> "Tim Hogan" <thogan@aclpi.org> 9/4/2009 11:37 AM >>>
Hi Tara -- The 19th would work best for me followed by the 16th except that I'm unavailable from 11:30 to 2 p.m. on the 16th. The 14th and 15th probably won't work for me, I'm currently scheduled to be in a hearing at the ACC those days.

Tim Hogan
Executive Director
Arizona Center for Law in the Public Interest
202 E. McDowell Rd., Suite 153
Phoenix, AZ 85004
Tel: (602)258-8850

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Friday, September 04, 2009 11:02 AM
To: Timothy Hogan; Janice Alward; Kenneth Sundlof
Cc: Marta Hetzer; Michele Maser
Subject: Starwood Solar Pre-Hearing Conference

Per the Chairman's request, please let me know your availability for the Starwood pre-hearing conference. The Chairman is available on the following dates:

October 14th afternoon
October 15th morning or afternoon
October 16th afternoon
October 19th morning or afternoon

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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From: "AZRS" <azrs@az-reporting.com>
To: "Tara Williams" <Tara.Williams@azag.gov>
Date: 9/8/2009 9:32 AM
Subject: RE: Starwood Solar Pre-Hearing Conference

Thank you, Tara.

We will schedule ourselves accordingly.

Marta Hetzer @ AZRS
602-274-9944

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Tuesday, September 08, 2009 8:45 AM
To: Tim Hogan; 'Janice Alward'; 'Kenneth Sundlof'
Cc: AZRS; 'Michele Maser'
Subject: RE: Starwood Solar Pre-Hearing Conference

The conference has been scheduled for October 16th at 3:00 PM. It will be held here, at the Attorney General's Office. Please let me know if you have any questions.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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>>> "Tim Hogan" <thogan@aclpi.org> 9/4/2009 5:41 PM >>>
That works for me, thanks.

Tim Hogan
Executive Director
Arizona Center for Law in the Public Interest
202 E. McDowell Rd., Suite 153
Phoenix, AZ 85004
Tel: (602)258-8850

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Friday, September 04, 2009 4:16 PM
To: Tim Hogan; 'Janice Alward'; 'Kenneth Sundlof'
Cc: 'Marta Hetzer'; 'Michele Maser'
Subject: RE: Starwood Solar Pre-Hearing Conference

My apologies, I forgot that Line Siting Case #148 is tentatively scheduled for October 19th through the 21st. Therefore, the Starwood conference will likely need to be held October 16th at 3 PM. Please let me know if this works with your schedules.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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>>> "Tim Hogan" <thogan@aclpi.org> 9/4/2009 11:37 AM >>>
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Tim Hogan
Executive Director
Arizona Center for Law in the Public Interest
202 E. McDowell Rd., Suite 153
Phoenix, AZ 85004
Tel: (602)258-8850

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Friday, September 04, 2009 11:02 AM
To: Timothy Hogan; Janice Alward; Kenneth Sundlof
Cc: Marta Hetzer; Michele Maser

Subject: Starwood Solar Pre-Hearing Conference

Per the Chairman's request, please let me know your availability for the Starwood pre-hearing conference. The Chairman is available on the following dates:

October 14th afternoon
October 15th morning or afternoon
October 16th afternoon
October 19th morning or afternoon

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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From: "Maser, Michele R." <MMaser@jsslaw.com>
To: "Tara Williams" <Tara.Williams@azag.gov>
Date: 9/17/2009 1:15 PM
Subject: Starwood CEC Application
Attachments: Draft Starwood Sign.doc; 09-17-09 Draft Notice of Hearing.doc

Hi Tara,

Attached is the draft notice of hearing and the draft signage document. Would you please have Chairman Foreman review and let me know whether he has any changes to either document? We are filing the application this afternoon. Thank you.

Michele

Michele Irons Maser
Legal Assistant
Jennings, Strouss & Salmon P.L.C.
201 E. Washington Street, 11th Floor
Phoenix, AZ 85004-2385
T: 602.262.5983
F: 602.495.2693

C: 602.463.1082
mmaser@jsslaw.com <mailto:mmaser@jsslaw.com>
www.jsslaw.com <http://www.jsslaw.com/>

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**PROPOSED POWER PLANT AND
TRANSMISSION LINE CORRIDOR
PUBLIC HEARING**

**STARWOOD SOLAR I, LLC
STARWOOD SOLAR I PROJECT**

**ARIZONA CORPORATION COMMISSION
DOCKET # L-XXXXXX-XX-XXXX-XXXX**

**THE PUBLIC IS INVITED TO PARTICIPATE AT A
PUBLIC HEARING BEFORE THE
ARIZONA POWER PLANT AND TRANSMISSION LINE
SITING COMMITTEE COMMENCING ON:
OCTOBER 26 AND 27, 2009 AT 9:30 AM
(SPECIAL PUBLIC COMMENT SESSION AT
6:00 PM ON OCTOBER 26)
AND CONTINUING ON OCTOBER 28, 2009,
AT 9:30 AM IF NECESSARY**

**WIGWAM GOLF RESORT AND SPA
300 WIGWAM BOULEVARD
LITCHFIELD PARK, ARIZONA 85340**

PROJECT INFORMATION: 602-648-2448

WWW.STARWOODSOLAR.COM

**BEFORE THE ARIZONA POWER PLANT
AND TRANSMISSION LINE SITING COMMITTEE**

IN THE MATTER OF THE APPLICATION OF
STARWOOD SOLAR I, L.L.C., IN
CONFORMANCE WITH THE REQUIREMENTS
OF ARIZONA REVISED STATUTES,
SECTIONS 40-360, et seq., FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AUTHORIZING
CONSTRUCTION OF A 290 TO 365
MEGAWATT SOLAR THERMAL POWER
PROJECT AND A 500KV TRANSMISSION
LINE ORIGINATING AT THE PLANNED
STARWOOD SOLAR I SUBSTATION TO THE
PLANNED AND PERMITTED DELANY
SUBSTATION AND INCLUDING A 500KV
TRANSMISSION LINE FROM THE
PROPOSED STARWOOD SOLAR I
SUBSTATION TO THE EXISTING
HARQUAHALA GENERATING STATION
SWITCHYARD IN MARICOPA COUNTY,
ARIZONA.

Docket No. L- _____

Case No. _____

NOTICE OF HEARING

A PUBLIC HEARING WILL BE HELD before the Arizona Power Plant and Transmission Line Siting Committee ("Committee") regarding the application of Starwood Solar I, L.L.C. ("Applicant") for a Certificate of Environmental Compatibility authorizing the construction of a solar thermal electric generating facility ("The Solar Generation") and 500 kV transmission structures and an on-site substation (the "Transmission") (collectively the "Project").

The Solar Generation will be located on approximately 1,900 acres of land located in Maricopa County on the Southwest corner of 491st Avenue and Salome Highway, and the Transmission will interconnect the Solar Generation to the transmission system at the proposed Delany Substation, as depicted on the attached map.

The Solar Generation consists of solar collectors (approximately 3,500 100-meter long parabolic troughs), steam turbine generators and an indirect thermal-energy-storage system. The Project will produce a nominal output of between 290 MW and 365 MW, depending on the configuration of the turbines and thermal storage systems.

A new substation (Starwood Solar I) would be built, converting from 13.8kV to 500kV near the power block at the inside corner of the "L" approximately at 491st Avenue and Indian School Road.

The Project also will include a single circuit 500kV transmission line from the Project to the approved APS Delany Substation and a 500 kV line from the Project Switchyard to the Harquahala Substation.

A 500kV transmission line would be constructed between the Starwood Solar I Substation, constructed on the Project site near the power block at the inside corner of the "L" approximately at 491st Avenue and Indian School Road, to APS' approved Delany Substation (Case No. 128).

There are three proposed alignments:

(1) Indian School Road and Salome Highway (Preferred Route) - The Applicant's preferred alignment begins at the Starwood Solar I Substation near the intersection of 491st Avenue and Indian School Road in Section 29, Township 2 North, Range 8 West. From there, the transmission line would extend east and parallel the Indian School Road alignment, crossing 2 irrigation canals and the Saddleback Flood Retarding Structure (FRS) until reaching the Salome Highway, Section 26, Township 2 North, Range 8 West. The transmission line would turn southeast and parallel the Salome Highway until almost reaching the Thomas Road alignment, Section 25, Township 2 North, Range 8 West. At this point, the transmission line would turn east toward and continue to the Delany Substation, Section 25, Township 2 North, Range 8 West.

(2) Indian School Road (Alternative Route 1) - This alignment would begin at the Starwood Solar I Substation near the intersection of 491st Avenue and Indian School Road in Section 29, Township 2 North, Range 8 West. From there, the transmission line would extend east and parallel Indian School Road, crossing 2 irrigation canals, the Saddleback FRS, and the Salome Highway until reaching the 459th Avenue alignment, Section 25, Township 2 North, Range 8 West. The transmission line would turn south and parallel the 459th Avenue alignment until almost reaching the Thomas Road alignment, Section 25, Township 2 North, Range 8 West. At this point, the transmission line would turn east toward and continue to the Delany Substation, Section 25, Township 2 North, Range 8 West.

(3) Half-Section (Alternative Route 2) - This alignment would begin at the Starwood Solar I Substation near the intersection of 491st Avenue and Indian School Road in Section 29, Township 2 North, Range 8 West. From there, the transmission line would extend south to the half-section line of Section 29. At this point, the transmission line would turn east and parallel the half-section line, crossing 2 irrigation canals and the Saddleback FRS until reaching the Salome Highway, Section 26, Township 2 North, Range 8 West. The transmission line would turn southeast and parallel the Salome Highway until almost reaching the Thomas Road alignment, Section 25, Township 2 North, Range 8 West. At this point, the transmission line would turn east toward and continue to the Delany Substation, Section 25, Township 2 North, Range 8 West.

The 500kV line to the existing Harquahala Generating Station would begin at the Starwood Solar I Substation that would be located near the intersection of 491st Avenue and Indian School Road in Section 29, Township 2 North, Range 8 West. From there, the transmission line would extend south to Thomas Road, Section 32, Township 2 North, Range 8 West. At this point, the transmission line turns west and parallels Thomas Road for a short distance before turning south into the Harquahala

1 Switchyard.

2 The hearing will be held at the Wigwam Golf Resort & Spa, 300 Wigwam Boulevard,
3 Litchfield Park, Arizona. The hearing is scheduled to begin Monday, October 26,
4 2009 at 9:30 a.m., and to continue as necessary on Tuesday, October 27, 2009 and
5 Wednesday, October 28, 2009 at 9:30 a.m. The hearing will adjourn at
6 approximately 5:00 p.m. on all days. Additional hearing days, if necessary, will be
7 noticed on the Applicant and Arizona Corporation Commission ("ACC") websites.

8 The Applicant's website with Project information is: <http://www.starwoodsolar.com/>

9 The ACC Website is: [http://www.cc.state.az.us/az_power_plant/linesiting-](http://www.cc.state.az.us/az_power_plant/linesiting-calendar.asp)
10 [calendar.asp](http://www.cc.state.az.us/az_power_plant/linesiting-calendar.asp)

11 **PUBLIC COMMENT WILL BE TAKEN AFTER OPENING STATEMENTS AND AS**
12 **PERMITTED BY THE COMMITTEE CHAIRMAN. IN ADDITION, A SEPARATE**
13 **EVENING PUBLIC COMMENT SESSION WILL BE HELD [date], AT 6:00 P.M.**
14 **ALSO AT THE SAME LOCATION THE Wigwam Golf Resort & Spa.**

15 More complete maps, along with more detailed textual descriptions of the proposed
16 routes are available in the Application and on the Applicant's website
17 (<http://www.starwoodsolar.com/>).

18 The Application including detailed maps of the proposed Project is on file with the
19 Docket Control Center of the ACC, 1200 West Washington Street, Suite 108, Phoenix
20 Arizona, 85007. Copies of the Application and Transcripts will also be available for
21 inspection at the following location:

22 Harquahala Valley Fire District Station
23 51501 W. Tonto Street
24 Tonopah, AZ 85354

25 The Committee may conduct a tour of the Project area and the proposed routes -
26 most likely to occur on October 27, 2009 starting at 9:00 a.m. If a tour is
27 conducted, a map and itinerary for the tour will be available at the hearings.
Members of the public may follow the Committee in their own private vehicles.
During the tour, the Committee may hear brief testimony at stops on the tour from
one or more witnesses concerning where the stops are located, what is visible at the
stops and the relevance of the location and view to the proposed routes of the
transmission line in the Application. No other discussion or deliberation concerning
the Application will occur. A court reporter will transcribe any testimony taken on
the tour.

Depending on the issues raised and the number of intervenors appearing during the
hearing, the Committee may deem it appropriate at some point to recess the
hearing to a time and place to be announced during the hearing, or to be
determined after the recess, at which time and place the hearing will be resumed.
These dates and places will be posted on the Project and ACC websites. At the
discretion of the Committee, such resumed hearings may be held at a date, time and
place designated by the Committee or its Chairman.

NOTE: NOTICE OF SUCH RESUMED HEARING WILL BE GIVEN. PUBLISHED NOTICE OF SUCH RESUMED HEARING IS NOT REQUIRED.

Each county and municipal government and state agency interested in the proposed Project and desiring to become a party in the proceeding must file with the Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007, a notice of its intent to be a party. That notice must be filed not less than ten (10) days before the date set for hearing.

Any domestic, non-profit corporation or association, formed in whole or in part to promote conservation or natural beauty, to protect the environment, personal health or other biological values, to preserve historical sites, to promote customer interests, to represent commercial and industrial groups, or to promote the orderly development of the area in which the Project is to be located and desiring to become a party to the certification proceedings must file with the ACC, 1200 West Washington Street, Phoenix, Arizona 85007, notice of its intent to be a party. That notice must be filed not less than ten (10) days before the date set for hearing.

The Committee or its Chairman, at any time deemed appropriate, may make other persons parties to the proceeding.

Any person may make a limited appearance at a hearing by filing a statement in writing with the ACC, 1200 West Washington Street, Phoenix, Arizona 85007, not less than five (5) days before a date set for hearing. A person making a limited appearance shall not be a party or have the right to present testimony or cross-examine witnesses.

This proceeding is governed by Arizona Revised Statutes (A.R.S.) §§ 40-360 to 40-360.13 and Arizona Administrative Code R14-3-201 to R14-3-219. No substantive communication, not in the public record, may be made to any member of the Committee. The written decision of the Committee will be submitted to the ACC pursuant to A.R.S. § 40-360.07. Any person intending to be a party before the ACC must be a party to the certification proceedings before the Committee.

ORDERED this _____ day of September, 2009.

John Foreman, Chairman
Arizona Power Plant and
Transmission Line Siting Committee
Assistant Attorney General

From: "Maser, Michele R." <MMaser@jsslaw.com>
To: "Tara Williams" <Tara.Williams@azag.gov>
Date: 9/17/2009 1:35 PM
Subject: RE: Starwood CEC Application

Tara,

With respect to the notice, we need to submit it to the West Valley View no later than tomorrow in order to comply with the publishing guidelines.

If the Chairman approves the notice, would the Chairman have any issue with us using the /s/ on the notice that is provided to the newspaper so that we can submit it to the newspaper tomorrow?

Michele

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Thursday, September 17, 2009 1:23 PM
To: Maser, Michele R.
Subject: Re: Starwood CEC Application

Hi Michele,

The Chairman will review the documents. He will be out of the office from tomorrow until Tuesday. Can the Applicant wait until Tuesday for the signed Notice if we don't get the docket number today?

Tara

>>> "Maser, Michele R." <MMaser@jsslaw.com> 9/17/2009 1:14 PM >>>
Hi Tara,

Attached is the draft notice of hearing and the draft signage document. Would you please have Chairman Foreman review and let me know whether he has any changes to either document? We are filing the application this afternoon. Thank you.

Michele

Michele Irons Maser
Legal Assistant
Jennings, Strouss & Salmon P.L.C.
201 E. Washington Street, 11th Floor
Phoenix, AZ 85004-2385
T: 602.262.5983
F: 602.495.2693

C: 602.463.1082

mmaser@jsslaw.com <mailto:mmaser@jsslaw.com>
www.jsslaw.com <http://www.jsslaw.com/>

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From: "Maser, Michele R." <MMaser@jsslaw.com>
To: "Tara Williams" <Tara.Williams@azag.gov>
Date: 9/17/2009 1:36 PM
Subject: RE: Starwood CEC Application
Attachments: hearing map.pdf

Hi Tara,

Attached is the map that goes with the notice of hearing that I inadvertently forgot to send to you with the notice.

Michele

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Thursday, September 17, 2009 1:23 PM
To: Maser, Michele R.
Subject: Re: Starwood CEC Application

Hi Michele,

The Chairman will review the documents. He will be out of the office from tomorrow until Tuesday. Can the Applicant wait until Tuesday for the signed Notice if we don't get the docket number today?

Tara

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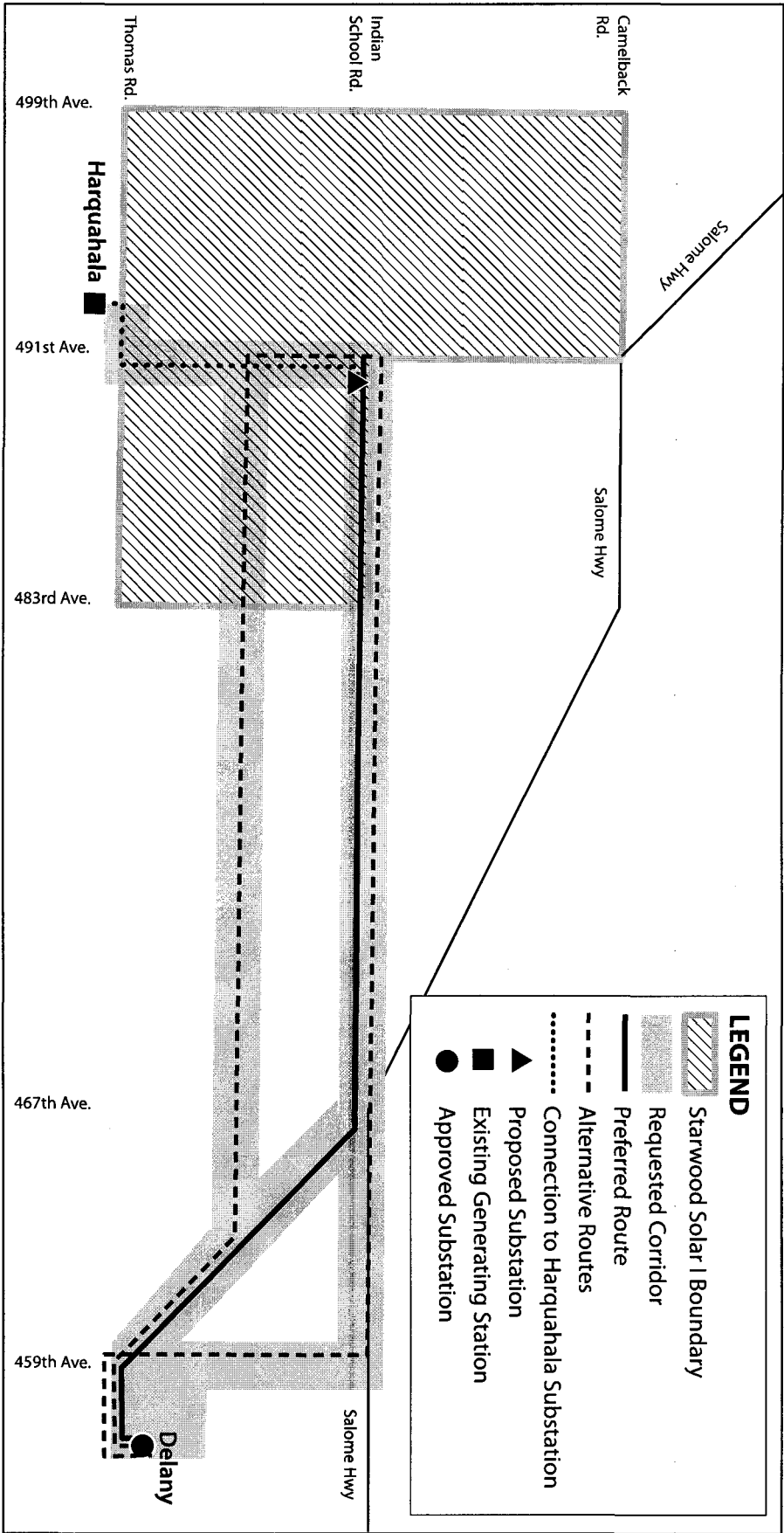
Michele

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Not to Scale

From: "Maser, Michele R." <MMaser@jsslaw.com>
To: "Tara Williams" <Tara.Williams@azag.gov>
Date: 9/17/2009 2:05 PM
Subject: RE: Starwood CEC Application
Attachments: hearing map.pdf

Hi Tara,

Attached is the map that is to be attached to the hearing notice.

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Thursday, September 17, 2009 1:23 PM
To: Maser, Michele R.
Subject: Re: Starwood CEC Application

Hi Michele,

The Chairman will review the documents. He will be out of the office from tomorrow until Tuesday. Can the Applicant wait until Tuesday for the signed Notice if we don't get the docket number today?

Tara

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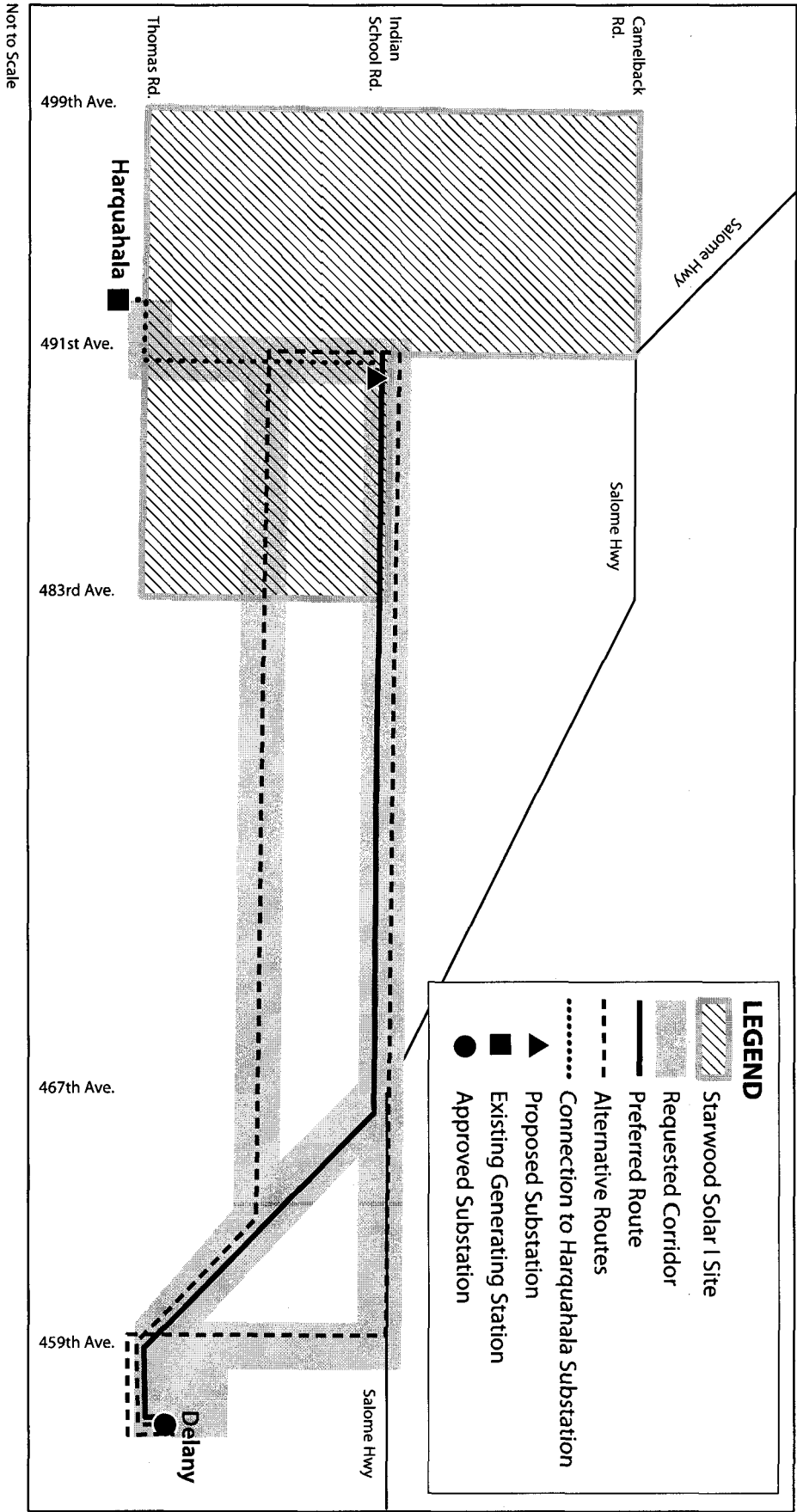
Michele

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notify me by replying and then delete both the message and reply. Thank you.



Not to Scale

From: Tara Williams
To: Michele R. Maser
Date: 9/17/2009 2:07 PM
Subject: RE: Starwood CEC Application

Michele,

The Chairman has only made one change to the Notice of Hearing: He has added October 26th as the day for the evening public comment session. He has no issue with the draft sign once the docket number is listed.

Tara

>>> "Maser, Michele R." <MMaser@jsslaw.com> 9/17/2009 2:04 PM >>>
Hi Tara,

Attached is the map that is to be attached to the hearing notice.

-----Original Message-----

From: Tara Williams [<mailto:Tara.Williams@azag.gov>]
Sent: Thursday, September 17, 2009 1:23 PM
To: Maser, Michele R.
Subject: Re: Starwood CEC Application

Hi Michele,

The Chairman will review the documents. He will be out of the office from tomorrow until Tuesday. Can the Applicant wait until Tuesday for the signed Notice if we don't get the docket number today?

Tara

>>> "Maser, Michele R." <MMaser@jsslaw.com> 9/17/2009 1:14 PM >>>
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Michele

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privileged or protected from disclosure by law. If it has been misdirected, or if you suspect you have received this in error, please notify me by replying and then delete both the message and reply. Thank you.

From: Tara Williams
To: Michele R. Maser
Date: 9/17/2009 2:46 PM
Subject: Starwood Applications

Michele,

According to the Chairman, since Docket Control will likely remove the Applications from the binders, you may send copies of the Application to each Committee Member through the mail. The Applications should be mailed by themselves, without a cover letter, etc. I will notify the Committee to expect the Application and will let you know if any of them do not need or want a binder sent.

Please let me know if you need any updated mailing addresses.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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From: Tara Williams
To: Michele R. Maser
Date: 9/18/2009 8:00 AM
Subject: RE: Committee Applications

Hi Michele,

Ms. Noland does not need a binder either.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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>>> "Maser, Michele R." <MMaser@jsslaw.com> 9/17/2009 4:12 PM >>>
Thanks.

-----Original Message-----

From: Tara Williams [<mailto:Tara.Williams@azag.gov>]
Sent: Thursday, September 17, 2009 4:03 PM
To: Maser, Michele R.
Subject: Committee Applications

Hi Michele,

Mr. Eberhart does not need a binder sent to him.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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From: Tara Williams
To: Michele R. Maser
Date: 9/18/2009 3:41 PM
Subject: Notice of Hearing
Attachments: NOH.pdf

Michele,

Attached is the signed Notice.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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1 **BEFORE THE ARIZONA POWER PLANT**
2 **AND TRANSMISSION LINE SITING COMMITTEE**

3
4 IN THE MATTER OF THE APPLICATION OF
5 STARWOOD SOLAR I, L.L.C., IN
6 CONFORMANCE WITH THE REQUIREMENTS
7 OF ARIZONA REVISED STATUTES,
8 SECTIONS 40-360, et seq., FOR A
9 CERTIFICATE OF ENVIRONMENTAL
10 COMPATIBILITY AUTHORIZING
11 CONSTRUCTION OF A 290 TO 365
12 MEGAWATT SOLAR THERMAL POWER
13 PROJECT AND A 500KV TRANSMISSION
14 LINE ORIGINATING AT THE PLANNED
15 STARWOOD SOLAR I SUBSTATION TO THE
16 PLANNED AND PERMITTED DELANY
17 SUBSTATION AND INCLUDING A 500KV
18 TRANSMISSION LINE FROM THE
19 PROPOSED STARWOOD SOLAR I
20 SUBSTATION TO THE EXISTING
21 HARQUAHALA GENERATING STATION
22 SWITCHYARD IN MARICOPA COUNTY,
23 ARIZONA.

Docket No. L-00000MM-09-0446-00150

Case No. 150

24 **NOTICE OF HEARING**

25 A PUBLIC HEARING WILL BE HELD before the Arizona Power Plant and Transmission
26 Line Siting Committee ("Committee") regarding the application of Starwood Solar I,
27 L.L.C. ("Applicant") for a Certificate of Environmental Compatibility authorizing the
28 construction of a solar thermal electric generating facility ("The Solar Generation")
29 and 500 kV transmission structures and an on-site substation (the "Transmission")
30 (collectively the "Project").

31 The Solar Generation will be located on approximately 1,900 acres of land located in
32 Maricopa County on the Southwest corner of 491st Avenue and Salome Highway, and
33 the Transmission will interconnect the Solar Generation to the transmission system
34 at the proposed Delany Substation, as depicted on the attached map.

35 The Solar Generation consists of solar collectors (approximately 3,500 100-meter
36 long parabolic troughs), steam turbine generators and an indirect thermal-energy-
37 storage system. The Project will produce a nominal output of between 290 MW and
38 365 MW, depending on the configuration of the turbines and thermal storage
39 systems.

40 A new substation (Starwood Solar I) would be built, converting from 13.8kV to
41 500kV near the power block at the inside corner of the "L" approximately at 491st
42 Avenue and Indian School Road.

1 The Project also will include a single circuit 500kV transmission line from the Project
2 to the approved APS Delany Substation and a 500 kV line from the Project
Switchyard to the Harquahala Substation.

3 A 500kV transmission line would be constructed between the Starwood Solar I
4 Substation, constructed on the Project site near the power block at the inside corner
of the "L" approximately at 491st Avenue and Indian School Road, to APS' approved
5 Delany Substation (Case No. 128).

6 There are three proposed alignments:

7 (1) Indian School Road and Salome Highway (Preferred Route) - The Applicant's
8 preferred alignment begins at the Starwood Solar I Substation near the intersection
of 491st Avenue and Indian School Road in Section 29, Township 2 North, Range 8
9 West. From there, the transmission line would extend east and parallel the Indian
School Road alignment, crossing 2 irrigation canals and the Saddleback Flood
10 Retarding Structure (FRS) until reaching the Salome Highway, Section 26, Township
2 North, Range 8 West. The transmission line would turn southeast and parallel the
11 Salome Highway until almost reaching the Thomas Road alignment, Section 25,
Township 2 North, Range 8 West. At this point, the transmission line would turn
east toward and continue to the Delany Substation, Section 25, Township 2 North,
12 Range 8 West.

13 (2) Indian School Road (Alternative Route 1) - This alignment would begin at the
Starwood Solar I Substation near the intersection of 491st Avenue and Indian School
14 Road in Section 29, Township 2 North, Range 8 West. From there, the transmission
line would extend east and parallel Indian School Road, crossing 2 irrigation canals,
the Saddleback FRS, and the Salome Highway until reaching the 459th Avenue
15 alignment, Section 25, Township 2 North, Range 8 West. The transmission line
would turn south and parallel the 459th Avenue alignment until almost reaching the
16 Thomas Road alignment, Section 25, Township 2 North, Range 8 West. At this
point, the transmission line would turn east toward and continue to the Delany
17 Substation, Section 25, Township 2 North, Range 8 West.

18 (3) Half-Section (Alternative Route 2) - This alignment would begin at the
Starwood Solar I Substation near the intersection of 491st Avenue and Indian School
19 Road in Section 29, Township 2 North, Range 8 West. From there, the transmission
line would extend south to the half-section line of Section 29. At this point, the
20 transmission line would turn east and parallel the half-section line, crossing 2
irrigation canals and the Saddleback FRS until reaching the Salome Highway, Section
21 26, Township 2 North, Range 8 West. The transmission line would turn southeast
and parallel the Salome Highway until almost reaching the Thomas Road alignment,
22 Section 25, Township 2 North, Range 8 West. At this point, the transmission line
would turn east toward and continue to the Delany Substation, Section 25, Township
23 2 North, Range 8 West.

24 The 500kV line to the existing Harquahala Generating Station would begin at the
Starwood Solar I Substation that would be located near the intersection of 491st
25 Avenue and Indian School Road in Section 29, Township 2 North, Range 8 West.
From there, the transmission line would extend south to Thomas Road, Section 32,
26 Township 2 North, Range 8 West. At this point, the transmission line turns west and
parallels Thomas Road for a short distance before turning south into the Harquahala
27 Switchyard.

1 The hearing will be held at the Wigwam Golf Resort & Spa, 300 Wigwam Boulevard,
2 Litchfield Park, Arizona. The hearing is scheduled to begin Monday, October 26,
3 2009 at 9:30 a.m., and to continue as necessary on Tuesday, October 27, 2009 and
4 Wednesday, October 28, 2009 at 9:30 a.m. The hearing will adjourn at
5 approximately 5:00 p.m. on all days. Additional hearing days, if necessary, will be
6 noticed on the Applicant and Arizona Corporation Commission ("ACC") websites.

7 The Applicant's website with Project information is: <http://www.starwoodsolar.com/>

8 The ACC Website is: [http://www.cc.state.az.us/az_power_plant/linesiting-](http://www.cc.state.az.us/az_power_plant/linesiting-calendar.asp)
9 [calendar.asp](http://www.cc.state.az.us/az_power_plant/linesiting-calendar.asp)

10 **PUBLIC COMMENT WILL BE TAKEN AFTER OPENING STATEMENTS AND AS**
11 **PERMITTED BY THE COMMITTEE CHAIRMAN. IN ADDITION, A SEPARATE**
12 **EVENING PUBLIC COMMENT SESSION WILL BE HELD OCTOBER 26, 2009, AT**
13 **6:00 P.M. ALSO AT THE SAME LOCATION, THE WIGWAM GOLF RESORT &**
14 **SPA.**

15 More complete maps, along with more detailed textual descriptions of the proposed
16 routes are available in the Application and on the Applicant's website
17 (<http://www.starwoodsolar.com>).

18 The Application including detailed maps of the proposed Project is on file with the
19 Docket Control Center of the ACC, 1200 West Washington Street, Suite 108, Phoenix
20 Arizona, 85007. Copies of the Application and Transcripts will also be available for
21 inspection at the following location:

22 Harquahala Valley Fire District Station
23 51501 W. Tonto Street
24 Tonopah, AZ 85354

25 The Committee may conduct a tour of the Project area and the proposed routes –
26 most likely to occur on October 27, 2009 starting at 9:00 a.m. If a tour is
27 conducted, a map and itinerary for the tour will be available at the hearings.
Members of the public may follow the Committee in their own private vehicles.
During the tour, the Committee may hear brief testimony at stops on the tour from
one or more witnesses concerning where the stops are located, what is visible at the
stops and the relevance of the location and view to the proposed routes of the
transmission line in the Application. No other discussion or deliberation concerning
the Application will occur. A court reporter will transcribe any testimony taken on
the tour.

Depending on the issues raised and the number of intervenors appearing during the
hearing, the Committee may deem it appropriate at some point to recess the
hearing to a time and place to be announced during the hearing, or to be
determined after the recess, at which time and place the hearing will be resumed.
These dates and places will be posted on the Project and ACC websites. At the
discretion of the Committee, such resumed hearings may be held at a date, time and
place designated by the Committee or its Chairman.

NOTE: NOTICE OF SUCH RESUMED HEARING WILL BE GIVEN. PUBLISHED NOTICE OF SUCH RESUMED HEARING IS NOT REQUIRED.

Each county and municipal government and state agency interested in the proposed Project and desiring to become a party in the proceeding must file with the Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007, a notice of its intent to be a party. That notice must be filed not less than ten (10) days before the date set for hearing.

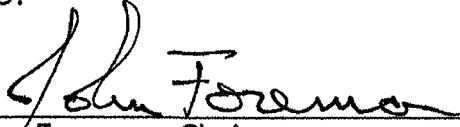
Any domestic, non-profit corporation or association, formed in whole or in part to promote conservation or natural beauty, to protect the environment, personal health or other biological values, to preserve historical sites, to promote customer interests, to represent commercial and industrial groups, or to promote the orderly development of the area in which the Project is to be located and desiring to become a party to the certification proceedings must file with the ACC, 1200 West Washington Street, Phoenix, Arizona 85007, notice of its intent to be a party. That notice must be filed not less than ten (10) days before the date set for hearing.

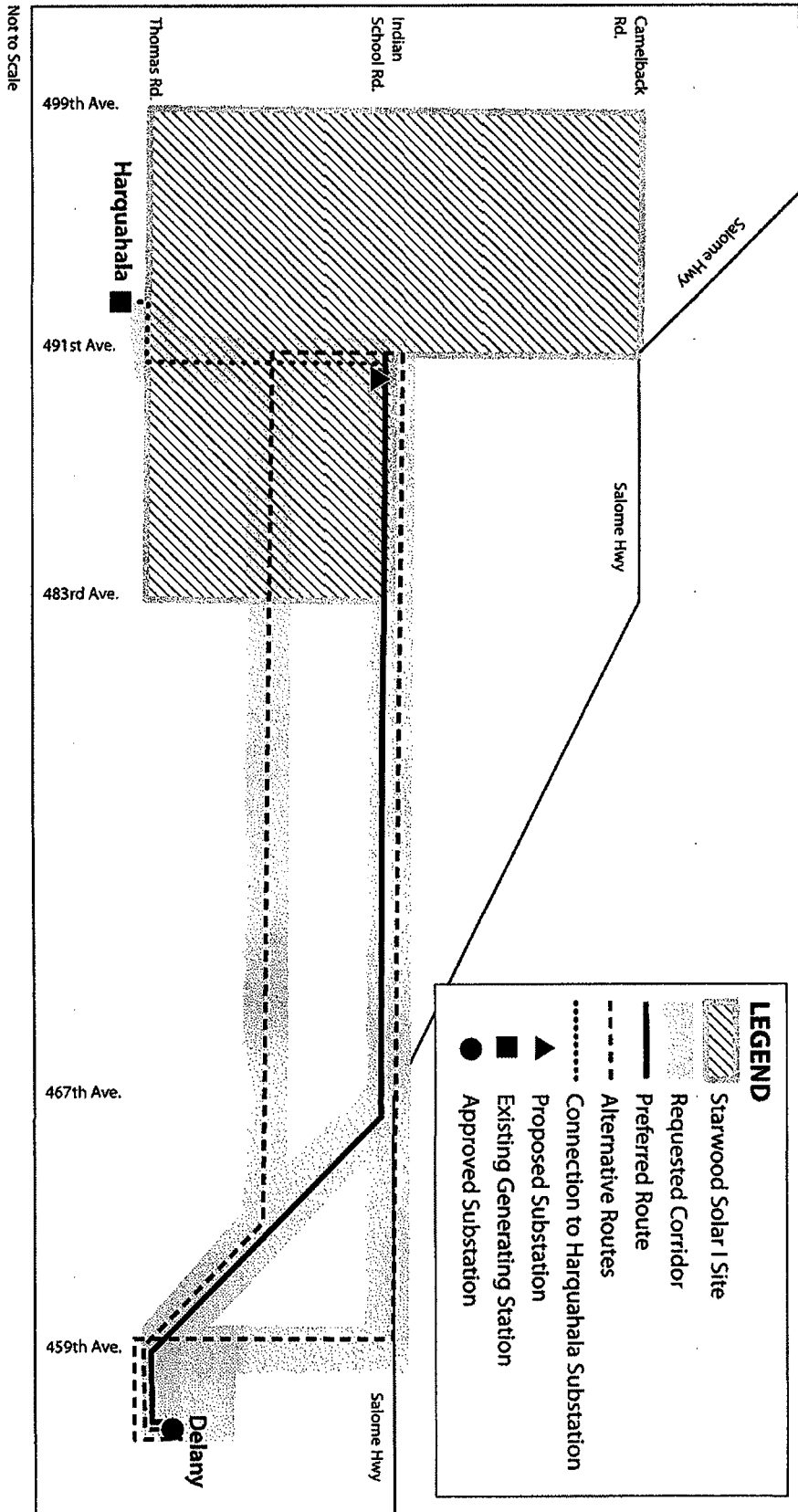
The Committee or its Chairman, at any time deemed appropriate, may make other persons parties to the proceeding.

Any person may make a limited appearance at a hearing by filing a statement in writing with the ACC, 1200 West Washington Street, Phoenix, Arizona 85007, not less than five (5) days before a date set for hearing. A person making a limited appearance shall not be a party or have the right to present testimony or cross-examine witnesses.

This proceeding is governed by Arizona Revised Statutes (A.R.S.) §§ 40-360 to 40-360.13 and Arizona Administrative Code R14-3-201 to R14-3-219. No substantive communication, not in the public record, may be made to any member of the Committee. The written decision of the Committee will be submitted to the ACC pursuant to A.R.S. § 40-360.07. Any person intending to be a party before the ACC must be a party to the certification proceedings before the Committee.

ORDERED this 18th day of September, 2009.


John Foreman, Chairman
Arizona Power Plant and
Transmission Line Siting Committee
Assistant Attorney General



Not to Scale

From: "AZRS" <azrs@az-reporting.com>
To: "Tara Williams" <Tara.Williams@azag.gov>, "Timothy Hogan" <THogan@aclpi....>
Date: 9/18/2009 4:27 PM
Subject: RE: Starwood Solar Notice of Hearing

CC: "Michele Maser" <MMaser@jsslaw.com>
Thank you, Tara. We will schedule ourselves accordingly.

Thank you very much.

Marta T. Hetzer
Administrator / Owner

Arizona Reporting Service, Inc.
Court Reporting & Videoconferencing Center
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

VOICE 602-274-9944
FAX 602-277-4264
TOLL FREE 800-522-8893 - Outside Phoenix Metro
e-mail azrs@az-reporting.com
website www.az-reporting.com

AZRS and its predecessors have been in operation in Phoenix, Arizona since 1947

-----Original Message-----

From: Tara Williams [mailto:Tara.Williams@azag.gov]
Sent: Friday, September 18, 2009 4:08 PM
To: Timothy Hogan; Janice Alward; Kenneth Sundlof
Cc: AZRS; Michele Maser
Subject: Starwood Solar Notice of Hearing

Attached is the signed Notice of Hearing for Starwood Solar, Case #150, which was filed today with ACC Docket Control.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section
Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

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2 **AND TRANSMISSION LINE SITING COMMITTEE**

3
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5 STARWOOD SOLAR I, L.L.C., IN
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16 PLANNED AND PERMITTED DELANY
17 SUBSTATION AND INCLUDING A 500KV
18 TRANSMISSION LINE FROM THE
19 PROPOSED STARWOOD SOLAR I
20 SUBSTATION TO THE EXISTING
21 HARQUAHALA GENERATING STATION
22 SWITCHYARD IN MARICOPA COUNTY,
23 ARIZONA.

Docket No. L-00000MM-09-0446-00150

Case No. 150

24 **NOTICE OF HEARING**

25 A PUBLIC HEARING WILL BE HELD before the Arizona Power Plant and Transmission
26 Line Siting Committee ("Committee") regarding the application of Starwood Solar I,
27 L.L.C. ("Applicant") for a Certificate of Environmental Compatibility authorizing the
28 construction of a solar thermal electric generating facility ("The Solar Generation")
29 and 500 kV transmission structures and an on-site substation (the "Transmission")
30 (collectively the "Project").

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32 Maricopa County on the Southwest corner of 491st Avenue and Salome Highway, and
33 the Transmission will interconnect the Solar Generation to the transmission system
34 at the proposed Delany Substation, as depicted on the attached map.

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36 long parabolic troughs), steam turbine generators and an indirect thermal-energy-
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9 West. From there, the transmission line would extend east and parallel the Indian
School Road alignment, crossing 2 irrigation canals and the Saddleback Flood
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2 North, Range 8 West. The transmission line would turn southeast and parallel the
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Township 2 North, Range 8 West. At this point, the transmission line would turn
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the Saddleback FRS, and the Salome Highway until reaching the 459th Avenue
15 alignment, Section 25, Township 2 North, Range 8 West. The transmission line
would turn south and parallel the 459th Avenue alignment until almost reaching the
16 Thomas Road alignment, Section 25, Township 2 North, Range 8 West. At this
point, the transmission line would turn east toward and continue to the Delany
17 Substation, Section 25, Township 2 North, Range 8 West.

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Starwood Solar I Substation near the intersection of 491st Avenue and Indian School
19 Road in Section 29, Township 2 North, Range 8 West. From there, the transmission
line would extend south to the half-section line of Section 29. At this point, the
20 transmission line would turn east and parallel the half-section line, crossing 2
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and parallel the Salome Highway until almost reaching the Thomas Road alignment,
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Starwood Solar I Substation that would be located near the intersection of 491st
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parallels Thomas Road for a short distance before turning south into the Harquahala
27 Switchyard.

1 The hearing will be held at the Wigwam Golf Resort & Spa, 300 Wigwam Boulevard,
2 Litchfield Park, Arizona. The hearing is scheduled to begin Monday, October 26,
3 2009 at 9:30 a.m., and to continue as necessary on Tuesday, October 27, 2009 and
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5 approximately 5:00 p.m. on all days. Additional hearing days, if necessary, will be
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7 The Applicant's website with Project information is: <http://www.starwoodsolar.com/>

8 The ACC Website is: [http://www.cc.state.az.us/az_power_plant/linesiting-](http://www.cc.state.az.us/az_power_plant/linesiting-calendar.asp)
9 [calendar.asp](http://www.cc.state.az.us/az_power_plant/linesiting-calendar.asp)

10 **PUBLIC COMMENT WILL BE TAKEN AFTER OPENING STATEMENTS AND AS**
11 **PERMITTED BY THE COMMITTEE CHAIRMAN. IN ADDITION, A SEPARATE**
12 **EVENING PUBLIC COMMENT SESSION WILL BE HELD OCTOBER 26, 2009, AT**
13 **6:00 P.M. ALSO AT THE SAME LOCATION, THE WIGWAM GOLF RESORT &**
14 **SPA.**

15 More complete maps, along with more detailed textual descriptions of the proposed
16 routes are available in the Application and on the Applicant's website
17 (<http://www.starwoodsolar.com>).

18 The Application including detailed maps of the proposed Project is on file with the
19 Docket Control Center of the ACC, 1200 West Washington Street, Suite 108, Phoenix
20 Arizona, 85007. Copies of the Application and Transcripts will also be available for
21 inspection at the following location:

22 Harquahala Valley Fire District Station
23 51501 W. Tonto Street
24 Tonopah, AZ 85354

25 The Committee may conduct a tour of the Project area and the proposed routes -
26 most likely to occur on October 27, 2009 starting at 9:00 a.m. If a tour is
27 conducted, a map and itinerary for the tour will be available at the hearings.
Members of the public may follow the Committee in their own private vehicles.
During the tour, the Committee may hear brief testimony at stops on the tour from
one or more witnesses concerning where the stops are located, what is visible at the
stops and the relevance of the location and view to the proposed routes of the
transmission line in the Application. No other discussion or deliberation concerning
the Application will occur. A court reporter will transcribe any testimony taken on
the tour.

Depending on the issues raised and the number of intervenors appearing during the
hearing, the Committee may deem it appropriate at some point to recess the
hearing to a time and place to be announced during the hearing, or to be
determined after the recess, at which time and place the hearing will be resumed.
These dates and places will be posted on the Project and ACC websites. At the
discretion of the Committee, such resumed hearings may be held at a date, time and
place designated by the Committee or its Chairman.

NOTE: NOTICE OF SUCH RESUMED HEARING WILL BE GIVEN. PUBLISHED NOTICE OF SUCH RESUMED HEARING IS NOT REQUIRED.

Each county and municipal government and state agency interested in the proposed Project and desiring to become a party in the proceeding must file with the Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007, a notice of its intent to be a party. That notice must be filed not less than ten (10) days before the date set for hearing.

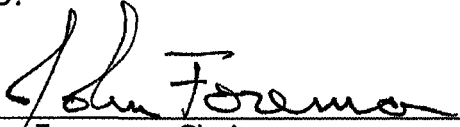
Any domestic, non-profit corporation or association, formed in whole or in part to promote conservation or natural beauty, to protect the environment, personal health or other biological values, to preserve historical sites, to promote customer interests, to represent commercial and industrial groups, or to promote the orderly development of the area in which the Project is to be located and desiring to become a party to the certification proceedings must file with the ACC, 1200 West Washington Street, Phoenix, Arizona 85007, notice of its intent to be a party. That notice must be filed not less than ten (10) days before the date set for hearing.

The Committee or its Chairman, at any time deemed appropriate, may make other persons parties to the proceeding.

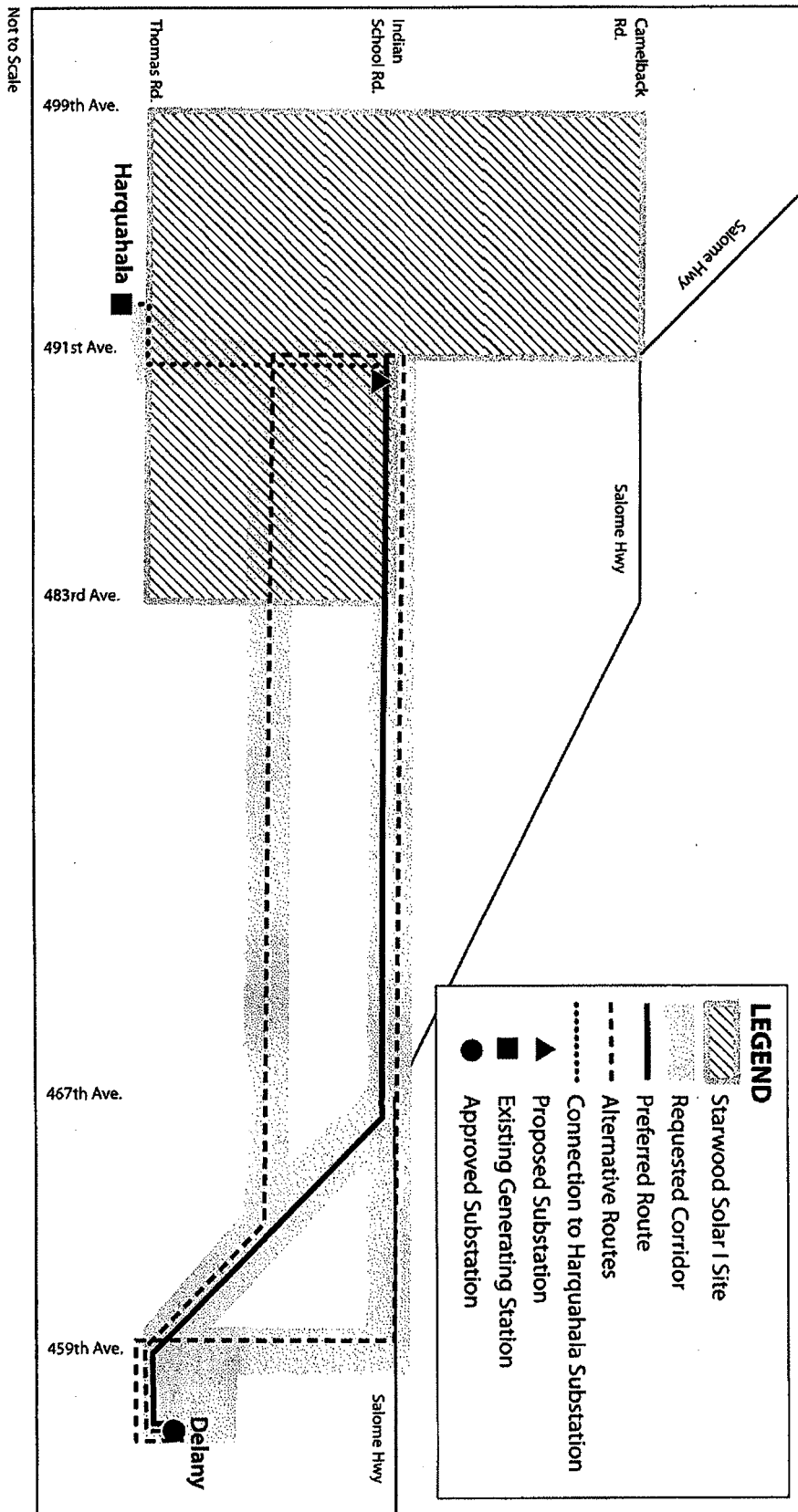
Any person may make a limited appearance at a hearing by filing a statement in writing with the ACC, 1200 West Washington Street, Phoenix, Arizona 85007, not less than five (5) days before a date set for hearing. A person making a limited appearance shall not be a party or have the right to present testimony or cross-examine witnesses.

This proceeding is governed by Arizona Revised Statutes (A.R.S.) §§ 40-360 to 40-360.13 and Arizona Administrative Code R14-3-201 to R14-3-219. No substantive communication, not in the public record, may be made to any member of the Committee. The written decision of the Committee will be submitted to the ACC pursuant to A.R.S. § 40-360.07. Any person intending to be a party before the ACC must be a party to the certification proceedings before the Committee.

ORDERED this 18th day of September, 2009.



John Foreman, Chairman
Arizona Power Plant and
Transmission Line Siting Committee
Assistant Attorney General



From: Tara Williams
To: AZRS; Janice Alward; Kenneth Sundlof; Timothy Hogan
Date: 9/22/2009 10:40 AM
Subject: RE: #150 Procedural Order

CC: Michele Maser

Yes, thank you Marta.

Tara

>>> "AZRS" <azrs@az-reporting.com> 9/22/2009 10:38 AM >>>
Good morning, Tara

We have scheduled ourselves for the Evidentiary Hearing scheduled for October 26 to October 28, 2009, starting at 9:30 a.m. each day, including the 6:00 p.m. Public Comment session on Monday, October 26th.

Additionally, we are also scheduled for the Prehearing Conference scheduled for Friday, October 16, 2009, beginning at 3:00 p.m.

If a site tour is confirmed for Tuesday, October 27th, we regret to remind you that a court reporter from our firm would not be able to participate, and alternative arrangements would need to be made.

Thank you very much.

Marta T. Hetzer
Administrator / Owner

Arizona Reporting Service, Inc.
Court Reporting & Videoconferencing Center
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

VOICE 602-274-9944
FAX 602-277-4264
TOLL FREE 800-522-8893 - Outside Phoenix Metro
e-mail azrs@az-reporting.com
website www.az-reporting.com

AZRS and its predecessors have been in operation in Phoenix, Arizona since 1947

-----Original Message-----

From: Tara Williams [<mailto:Tara.Williams@azag.gov>]
Sent: Tuesday, September 22, 2009 10:10 AM
To: Timothy Hogan; Janice Alward; Kenneth Sundlof
Cc: AZRS; Michele Maser
Subject: #150 Procedural Order

The attached was filed today with ACC Docket Control. Please let me know if you have any questions.

Thank you,
Tara Williams
Assistant
Consumer Protection & Advocacy Section

Office of the Attorney General
Tel: (602) 542-7759
Fax: (602) 542-4377
tara.williams@azag.gov

CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.

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**BEFORE THE ARIZONA POWER PLANT AND
TRANSMISSION LINE SITING COMMITTEE**

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IN THE MATTER OF THE APPLICATION OF
STARWOOD SOLAR I, L.L.C., IN CONFORMANCE
WITH THE REQUIREMENTS OF ARIZONA
REVISED STATUTES, §§ 40-360, *et seq.*, FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AUTHORIZING CONSTRUCTION
OF A 290 TO 365 MEGAWATT SOLAR THERMAL
POWER PROJECT AND A 500KV TRANSMISSION
LINE ORIGINATING AT THE PLANNED
STARWOOD SOLAR I SUBSTATION TO THE
PLANNED AND PERMITTED DELANY
SUBSTATION AND INCLUDING A 500KV
TRANSMISSION LINE FROM THE PROPOSED
STARWOOD SOLAR I SUBSTATION TO THE
EXISTING HARQUAHALA GENERATING STATION
SWITCHYARD IN MARICOPA COUNTY, ARIZONA.

Arizona Corporation Commission
Docket No. L-00000MM-09-0446-00150
Case No. 150

PROCEDURAL ORDER

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An Application for a Certificate of Environmental Compatibility was filed in the
above captioned matter with Docket Control of the Arizona Corporation Commission
("Commission") on September 18, 2009. A copy of the Application was transmitted to
John Foreman, designee of the Attorney General of Arizona, Terry Goddard, as
Chairman ("Chairman") and Presiding Officer of the Arizona Power Plant and
Transmission Line Siting Committee ("Line Siting Committee"). A.R.S. §§ 40-360.01(B)
(1) and 40-360.03. As authorized by A.R.S. §§ 40-360.01(C) and (D), 40-360.04 and
A.A.C. R14-3-201(E), the Chairman issues the following procedural order,

IT IS ORDERED:

1. The Applicant and all other potential parties ("persons" within the meaning of
A.R.S. § 40-360(8) who intend to intervene or request to intervene pursuant to
A.R.S. § 40-360.05(A)) shall advise the Chairman in writing on or before the time
of the pre-hearing conference scheduled below if they disagree that the time limit
for decision on the Application by the Line Siting Committee set by A.R.S. § 40-
360.04(D) is March 17, 2010.
2. All "persons" within the meaning of A.R.S. § 40-360(8) who intend to intervene or
request to intervene pursuant to A.R.S. § 40-360.05(A) that are listed as parties
or potential parties on pleadings or procedural orders filed by the Applicant or the
Chairman shall notify Docket Control of their desire to receive pleadings and
orders in this matter and shall regularly review the Docket Control file in this
matter to make sure they have received all pleadings and procedural orders
relating to this case. Neither the Line Siting Committee nor the Chairman has the

1 authority to direct Docket Control to send one of the 25 copies of pleadings and
2 procedural orders filed with Docket Control to prospective parties.

- 3 3. The Applicant shall arrange for the publication and posting of notice of the
4 evidentiary hearing, as agreed to at the pre-application hearing involving the
5 Applicant and all known potential interveners, in a form approved by the
6 Chairman and circulated for approval as to form to all known potential interested
7 parties. In addition, the Applicant shall submit a copy of the notice and present
8 testimony describing the publication and posting of the notice at the evidentiary
9 hearing.
- 10 4. The Applicant shall make arrangements for the evidentiary hearing to be held at
11 the Wigwam Golf Resort & Spa, 300 Wigwam Boulevard, Litchfield Park,
12 Arizona, beginning on Monday, October 26, 2009, at 9:30 a.m. and continuing, if
13 necessary, on Tuesday, October 27, 2009, and Wednesday, October 28, 2009,
14 at 9:30 a.m. In addition, the Applicant shall make arrangements for a public
15 comment session to be held at the same venue starting at 6:00 p.m. on Monday,
16 October 26, 2009. The Applicant shall make arrangements for further regular
17 sessions, if needed, and additional public comment sessions, if needed, on dates
18 and at times to be determined later.
- 19 5. The Applicant shall contact the Chief Finance Officer of the Commission and
20 make financial arrangements regarding hotel reservations and other expenses of
21 the Line Siting Committee Members. The Applicant shall also make
22 arrangements with the Commission concerning reimbursement of the Line Siting
23 Fund should the expenses of the hearings exceed the application fee. A.R.S. §
24 40-360.10. The Applicant shall advise the Chairman of the results of these
25 discussions so the necessary information may be communicated to the Line
26 Siting Committee Members.
6. The Applicant and all other potential parties ("persons" within the meaning of
A.R.S. § 40-360(8) who intend to intervene or request to intervene pursuant to
A.R.S. § 40-360.05(A)) shall meet and confer, on or before the beginning of the
evidentiary hearing to determine whether any of the intervening parties have
similar interests in the application process that will allow them jointly to present
testimony on direct or cross-examination of witnesses or jointly to offer exhibits
into evidence. The Applicant shall, and any other potential party may, report to
the Chairman the results of the attempts of the parties to resolve the issues and
to determine if common interests exist that will allow parties to jointly present
evidence and argument or to avoid repetition of testimony and argument at the
hearing.
7. The parties and any other potential parties ("persons" within the meaning of

1 A.R.S. § 40-360(8) who intend to intervene or request to intervene pursuant to
2 A.R.S. § 40-360.05(A)) shall not communicate with any member of the Line
3 Siting Committee about any procedural matters or any factual issues or legal
4 issues relating to the Application while the Application is pending before the Line
5 Siting Committee. The only exception is the parties may communicate with the
6 Chairman, during the time the Application is pending, about procedural matters
7 relating to the preparation of the Application for hearing, the hearing on the
8 Application and the decision on the Application by the Line Siting Committee.
9 Communication of the parties with the Chairman about any procedural matters,
10 during the time an Application is pending, shall be in writing with a copy of the
11 writing to all parties or known potential parties ("persons" within the meaning of
12 A.R.S. § 40-360(8) who have expressed an intention to intervene or request to
13 intervene pursuant to A.R.S. § 40-360.05(A)), or shall be on the record at a pre-
14 application hearing, at a procedural hearing or at the hearing on the Application.
15 Any party who initiates any written communication sent to the Chairman shall
16 file, with Docket Control of the Commission, a copy of the communication,
17 including its distribution list, within 10 days of sending the communication.

- 18 8. Whenever an agenda is filed pursuant to A.R.S. § 38-431.02, all parties shall
19 submit, at least forty-eight hours before the hearing or meeting described in the
20 agenda, any objections, additions or corrections to the agenda, in order to bring
21 the agenda into compliance with A.R.S. § 38-431.02, in writing to the Chairman,
22 serve a copy upon all other parties and file a copy with Docket Control of the
23 Commission.
- 24 9. In addition, all parties shall meet and confer as needed before, during and after
25 the hearing to attempt to resolve any disputes amongst the parties. The parties
26 also shall keep all other parties advised of their positions and intentions with
regard to the presentation of evidence, witnesses and the application process in
general to avoid delay, the presentation of repetitive evidence and any unfair
advantage from surprise.
10. All parties shall prepare brief summaries of the expected direct testimony of each
witness they will call. In lieu of a testimonial summary, a party may pre-file and
exchange all or substantially all of the direct testimony of any witness.
Testimonial summaries and pre-filed testimony should be filed no later than the
last pre-hearing conference or three business days before the witness is to
testify, whichever is later. Except for good cause, no witness will be allowed to
testify on direct examination concerning issues not reasonably identified in the
pre-filed testimony or testimonial summary.
11. All parties shall meet, confer and exchange all exhibits the party plans to offer in
evidence before the hearing or before they are referred to in testimony or offered

1 in evidence. The Applicant shall, and other parties may, provide one or more
2 three ring binders for the Chairman and each member of the Line Siting
3 Committee to hold exhibits at the beginning of the hearing and as needed during
4 the hearing. Each party shall prepare a numbered list of the exhibits and a copy
5 of all exhibits suitable for placement in the binders that have been exchanged
6 with the other parties that each party expects to offer in evidence at the hearing
7 for the Chairman and each Line Siting Committee member. The exhibits shall be
8 provided at the beginning of the hearing and during the hearing before reference
9 to the exhibit is made in the hearing. Except for good cause, no exhibit that was
not exchanged with the other parties shall be considered at the hearing. Any
exhibit to which reference is made during any hearing that is not offered or
admitted into evidence shall be provided to the court reporter at the evidentiary
hearing for inclusion in the record unless it is withdrawn, and the Chairman
determines its filing is not necessary to an understanding of the actions of the
Committee.

10 12. All exhibits shall be consecutively numbered with the Applicant's exhibits
11 denominated: SWD-1, SWD-2, etc. Each intervening party will be assigned by
12 the Chairman a letter or letters of the alphabet as a preface with which to
13 consecutively number its exhibits. For example, the Commission Staff will
14 number its exhibits: CC-1, CC-2, etc.

15 13. The Applicant may make an opening statement at the beginning of the hearing of
16 no more than thirty minutes. Each other party may make an opening statement
17 of no more than five minutes.

18 14. Public comment will be heard after the opening statements and at other times set
19 by the Chairman during the hearing. See ¶ 3, above.

20 15. In the event the Chairman determines that a tour is appropriate, the Applicant
21 shall arrange for transportation of any Committee Members who wish to attend a
22 tour of the locations where facilities proposed in the Application or similar
23 facilities are located. If a tour is held, it will begin at 8:30 a.m. on Tuesday,
24 October 27, 2009. The Applicant shall submit to the Chairman, for approval in
25 advance of the hearing, a schedule and protocol agreed to by all parties for the
26 tour. If all parties do not agree upon the schedule and protocol for the tour, the
disagreements shall be submitted to the Chairman for resolution. The protocol
shall identify the tour route, identify the location of any stops, and identify any
witnesses who will accompany the tour. Counsel may ask brief explanatory
questions of the identified witness or witnesses during the stops about the
location, what can be seen from the location of the stop and the relevance of the
location or view to the Application in the discretion of the Chairman. All witnesses
who testify on the tour shall be sworn before their testimony. All questions and

1 answers shall be before a court reporter. No testimony or discussion with or
2 between Committee Members about the Application or matters relating to the
3 Application will take place, except on the record before a court reporter at the
4 designated stops. The protocol shall provide for access to any testimony
5 presented at stops on a tour to members of the public. Members of the public
6 who wish to attend the tour shall be encouraged to notify the parties or the
7 appropriate staff of the Arizona Corporation Commission in advance of their
8 intention to attend.

9 16. Parties may present their witnesses in panels where appropriate. A party that
10 intends to present witnesses in panels shall identify the members of any panel at
11 the time it files its witness summaries.

12 17. The Applicant shall make arrangements for the preparation of expedited court
13 reporter transcripts of all pre-application hearings, pre-hearing procedural
14 hearings and the evidentiary hearing, so that the transcripts are available for
15 public inspection within three working days after each hearing date, as required
16 by A.R.S. § 38-431.01(D) and § 40-360.04(C). In addition, the Applicant shall
17 file a certification with Commission Docket Control that it has provided a copy of
18 the transcripts to at least two public libraries identified in the certification that are
19 in the vicinity of the Application.

20 18. On or before the final pre-hearing procedural hearing set below, the Applicant
21 shall, and the other parties may, file proposed findings of fact, proposed
22 conclusions of law, the wording of any proposed Certificate of Environmental
23 Compatibility and the wording of any proposed conditions to the Certificate.

24 19. If the beginning of closing arguments and the Line Siting Committee's
25 deliberations are more than one week after the beginning of the hearing, the
26 parties shall meet and confer after the hearing begins and before closing
arguments concerning proposed findings of fact, proposed conclusions of law, a
proposed Certificate of Environmental Compatibility and the wording of any
proposed conditions to the Certificate. If the parties are able to agree upon part
or all of the proposed findings of fact, proposed conclusions of law, proposed
forms of a Certificate of Environmental Compatibility and proposed wording of
conditions to the Certificate, all that is agreed upon should be reduced to writing
and filed with Commission Docket Control. If the parties are not able to agree
completely, the Applicant shall, and all other parties may, file proposed findings
of fact, proposed conclusions of law, proposed wording of a Certificate of
Environmental Compatibility and proposed wording of conditions to the
Certificate on the day before the beginning of closing arguments and the Line
Siting Committee's deliberations.

1 20. If the Applicant or any other party proposes conditions based upon conditions
2 used in prior cases, each proposed condition from a prior case shall contain the
3 case number of the most recent prior Certificate of Environmental Compatibility
4 using the language approved by the Commission.

5 21. All witness summaries, proposed findings of fact, proposed conclusions of law,
6 proposed Certificates of Environmental Compatibility and proposed conditions of
7 Certificates, shall be filed with Commission Docket Control pursuant to A.A.C.
8 R14-3-204 and -205. If any documents that are filed are hand delivered during
9 the hearing, eleven copies shall be submitted to the Chairman for distribution to
10 the other Committee Members.

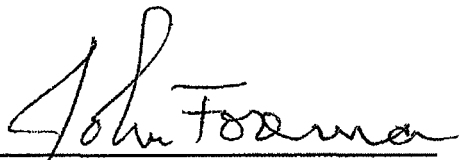
11 22. Within five business days after the hearing concludes and the Committee renders
12 its decision, the parties shall meet and confer in person or electronically to
13 determine if they can agree upon the final wording of a proposed Certificate of
14 Environmental Compatibility. If the parties can agree upon the final wording of a
15 proposed Certificate of Environmental Compatibility, the Applicant shall file
16 forthwith the agreed upon proposed Certificate of Environmental Compatibility to
17 the Chairman for signature. If the parties are not able to agree upon a proposed
18 form of Certificate of Environmental Compatibility, the Applicant shall file, and
19 the other parties may file, within ten days after the date of the decision of the
20 Committee, those portions of the proposed Certificate of Environmental
21 Compatibility upon which the parties agree. The Applicant also shall file, and any
22 other party also may file, its understanding of any disputed portions of the
23 proposed Certificate of Environmental Compatibility. All proposed forms of the
24 Certificate of Environmental Compatibility and any objections or proposed
25 revisions shall be filed with Docket Control of the Commission, and a copy shall
26 be hand delivered to the office of the Chairman at 1275 W. Washington,
Phoenix, Arizona. Objections or suggestions that are not timely filed shall be
considered waived. The copy of the proposed Certificate of Environmental
Compatibility filed by the Applicant and any proposed revisions filed by the
parties that are served upon the Chairman shall include an electronic file
containing the wording of the proposed language in a format compatible with
Microsoft® Word word processing program.

21 23. The Applicant and all other potential parties ("persons" within the meaning of
22 A.R.S. § 40-360(8) who intend to intervene or request to intervene pursuant to
23 A.R.S. § 40-360.05(A)) shall meet with the Chairman for a final pre-hearing
24 conference on Friday, October 16, 2009, beginning at 3:00 p.m. at the offices of
25 the Attorney General of Arizona, 1275 W. Washington, Phoenix, Arizona. Parties
26 may appear by telephone with the prior permission of the Chairman. At the final
pre-hearing conference, the Chairman will review with the parties:

- 1 a. The publication and posting of notices of the hearing;
2 b. The proposed agenda for the evidentiary hearing;
3 c. Any notices to intervene, applications to intervene, and applications to
4 make a limited appearance;
5 d. The status of attempts to narrow the issues at the evidentiary hearing or to
6 agree to language in the proposed findings of fact, proposed conclusions
7 of law, proposed Certificates of Environmental Compatibility and proposed
8 conditions to the Certificate;
9 e. The status of the filing and exchange of witness summaries or written
10 testimony, proposed findings of fact, proposed conclusions of law,
11 proposed Certificates of Environmental Compatibility and proposed
12 conditions to the Certificate;
13 f. The status of the exchange of exhibits amongst the parties;
14 g. Any objections, motions, responses and legal memoranda that have been
15 filed;
16 h. Plans and preparations for the hearing, public comment session, and tour
17 of the proposed site.

18
19 IT IS FURTHER ORDERED, the Chairman may amend or waive any portion of
20 this Procedural Order by subsequent Procedural Order, by ruling at a pre-hearing
21 conference or at a hearing.
22

23 DATED this 22nd day of September, 2009.
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26


John Foreman
Assistant Attorney General
Chairman
Arizona Power Plant and Transmission
Line Siting Committee
john.foreman@azag.gov

1 Pursuant to A.A.C. R14-3-204,
2 The Original and 25 copies were
3 filed this 22nd day of September, 2009 with:

4 Docket Control
5 Arizona Corporation Commission
6 1200 W. Washington Street
7 Phoenix, AZ 85007

8 Copy of the above mailed
9 this 22nd day of September, 2009 to:

10 Janice Alward, Chief Counsel
11 Arizona Corporation Commission
12 1200 West Washington Street
13 Phoenix, AZ 85007
14 Counsel for Legal Division Staff

15 Kenneth C. Sundlof, Jr.
16 Jennings, Strouss & Salmon, PLC
17 The Collier Center, 11th Floor
18 201 East Washington Street
19 Phoenix, AZ 85004-2385
20 Counsel for Applicant, Starwood Solar I

21 Tim Hogan
22 Arizona Center for Law in the Public Interest
23 202 East McDowell Road, Suite 153
24 Phoenix, AZ 85004
25 Counsel for Sierra Club

26 Marta T. Hetzer
Arizona Reporting Service, Inc.
2200 North Central Avenue
Phoenix, AZ 85004-1481

